

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division**

In re:

CIRCUIT CITY STORES, INC., et al.,

Debtors,

)
) **Chapter 11**
) **Case No. 08-35653-KRH**
)
) **(Jointly Administered)**
)
)
)
)
)

NOTICE OF APPEAL

Port Arthur Holdings, III, Ltd. (the "Landlord"), by and through its attorneys, Jackson & Campbell, P.C., hereby appeals, pursuant to 28 U.S.C. §158(a)(1), from each and every part of the Bankruptcy Court's decision rendered on the record on December 22, 2008 (Docket Nos. 1230 and 1232) and its Findings of Fact and Conclusions of Law From Hearing Held December 22, 2008 On Motions to Compel Payment of Post-petition Rent entered on January 26, 2009 (Docket No. 1781), denying the motions requesting an Order compelling the Debtor's to immediately pay post-petition rent pursuant to §§365(d)(3) and 503(b)(1)(A) of the Bankruptcy Code. The Landlord's Motion to Compel is located at Docket No. 1025.

The names of the parties to this appeal, and the names, addresses and telephone numbers of their respective attorneys are as follows:

Appellants:

Port Arthur Holdings, III, Ltd.

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Appellees:

Circuit City Stores, Inc., et al.,
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Dated: February 12, 2009

JACKSON & CAMPBELL, P.C.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice of Appeal has been served on the parties receiving electronic notice via the Court's CM/ECF system, as appropriate, by electronic means and by First Class Mail (postage prepaid) on the following attached Service List and on the following parties via US regular mail, on this the 12th day of February, 2009.

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